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March 11, 2009

Via ECF

Magistrate Judge E. Thomas Boyle
United States District Court
100 Federal Plaza
Central Islip, NY 11722

Re: Garcia v. Pancho Villa's & Abbatvello
CV-09-486

Dear Judge Boyle:

Attached please find a stipulation extending time to answer the complaint in the above entitled matter, which was electronically filed but inadvertently forwarded to Judge Feuerstein to be so ordered.

We respectfully request that the defendants' time to answer the plaintiff's complaint be extended from March 15, 2008 to April 9, 2008. Plaintiff's counsel has consented to our request for said extension. There have been no previous requests for said extension.

Thank you for your consideration.

Very truly yours,

/s/

LAWRENCE A. KUSHNICK

LAK:m
Attachment

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
ANTONIO GARCIA, on behalf of himself, and
all others similarly situated,

CV-09-486

Plaintiffs,

Judge S. Feuerstein / Judge M. Boyle

-against-

PANCHO VILLA'S OF HUNTINGTON VILLAGE,
INC. and AGOSTINO ABBATVELLO, JR., an
individual,

Defendants.

-----X

STIPULATION

WHEREAS plaintiffs, ANTONIO GARCIA, on behalf of himself, and all others similarly
situated filed a complaint on or about February 6, 2009,

IT IS HEREBY STIPULATED AND AGREED, by and between the parties and their
respective counsel as follows:

1. To extend the original time for defendants, PANCHO VILLA'S OF
HUNTINGTON VILLAGE, INC. and AGOSTINO ABBATVELLO, JR., an individual, to answer
to April 9, 2009.
2. That said defendants have made no previous requests for an extension.
3. That plaintiffs have agreed to extend the time for said defendants to answer.
4. This So Ordered Stipulation embodies the entire agreement of the parties in this
matter.

SO ORDERED:

New York, NY

United States District Court Judge

Respectfully submitted:

/s/
Lawrence A. Kushnick, Esq. [LAK 2146]
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/s/

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